

## **CHAPTER 38**

### **ENFORCEMENT AND PENALTIES**

- 11-38-101      Enforcement.**
- 11-38-102      Abatement.**
- 11-38-103      Penalty Provisions.**

#### **11-38-101      Enforcement.**

All department officials and public employees of the City of Farmington vested with the duty or authority to issue permits shall conform to the provisions of this Ordinance and shall issue no permit, certificate or license for uses, buildings, or purposes in conflict with the provisions of this Ordinance, and any such permit, certificate, or license issued in conflict with the provisions of this Ordinance, intentionally or otherwise, shall be null and void. It shall be the duty of the Zoning Administrator, the Building Official, and the Police Chief of the City of Farmington or their designees to enforce the provisions of this Ordinance pertaining to the erection, construction, reconstruction, moving, conversion, alteration, or addition to any building or structure and the use of any land, building, or premises.

#### **11-38-102      Abatement.**

Any building or structure set up, erected, constructed, or altered, enlarged, converted, moved, or maintained in violation of the provisions of this Ordinance, and any use of land, building, or premises in violation of this Ordinance, shall be, and the same hereby is declared to be unlawful and a public nuisance. In addition to any other remedy provided by the Farmington City Ordinances or otherwise available at law or in equity, the City may abate the nuisance pursuant to the provisions and procedures set forth in Sections 7-4-41.1 through 7-4-41.12.

#### **11-38-103      Penalty Provisions.**

Any person, firm or corporation, association, partnership or governmental instrumentality, whether as principal, agent, employee, or otherwise, violating or causing the violation of any of the provisions of this Ordinance, or failing or refusing to do some act required under this Ordinance, shall be guilty of a Class B misdemeanor and upon conviction thereof, in the case of an individual, shall be punished by a fine of not more than one thousand dollars (\$1,000) or by imprisonment for a term not exceeding six (6) months, or by both such fine and imprisonment. In the event the sentence to pay a fine under this section is imposed upon a corporation, association, partnership, or governmental instrumentality, the amount of said fine shall not exceed five thousand dollars (\$5,000.00).

